

AN ORDINANCE

9 8 7 5 1

**ACCEPTING THE LOW, RESPONSIVE BID IN THE AMOUNT OF \$212,528.50 FROM PRONTO SANDBLASTING & COATING & OIL FIELD SERVICE CO., INC. (MBE) IN CONNECTION WITH THE SOUTHTOWN AREA STREET IMPROVEMENTS PROJECT, AN AUTHORIZED 1999 GENERAL OBLIGATION STREET IMPROVEMENT BOND PROJECT, LOCATED IN COUNCIL DISTRICT 6; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$20,427.85 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES, FOR AN OVERALL TOTAL OF \$232,956.35 FROM GENERAL OBLIGATIONS OF THE CITY; AUTHORIZING THE ACCEPTANCE OF REIMBURSEMENT FROM SAN ANTONIO WATER SYSTEM IN THE AMOUNT OF \$8,250.00; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.**

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**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The low, responsive bid submitted by Pronto Sandblasting & Coating & Oil Field Service Co, Inc. in the amount of \$212,528.50 in connection with the Southtown Area Street Improvements Project is hereby accepted. All other bids will be considered rejected upon the execution of a contract by the successful bidder and the deposit of all required bonds and insurance certificates or the expiration of sixty days from the effective date hereof, whichever occurs first. A copy of the proposal is attached hereto as **Attachment I**. The amount of \$20,427.85 for miscellaneous construction contingency expenses is hereby authorized.

**SECTION 2.** The City Manager, an Assistant City Manager, or an Assistant to the City Manager is hereby authorized to execute a standard form contract covering said project which provides for reconstruction and design modifications along the east side of South Presa from Durango to Conrad Street. A copy of the standard form contract is affixed hereto and incorporated herein for all purposes as **Attachment II**.

**SECTION 3.** The following financial adjustments are hereby authorized to effect this Ordinance:

- a) The budget in Fund No. 45-972095, 1999 Street Improvement Bonds, Sold in 2001, shall be revised by reducing Index Code 695577, entitled "Unallocated Appropriations", in the amount of \$160,934.00.

The amount of \$160,934.00 is appropriated in Fund No. 45-972049, 1999 Street Improvement Bonds, Sold in 2001, in Index Code 932723, entitled "Transfer to 45-

979098 Southtown". The amount of \$160,934.00 is authorized to be transferred from Fund 45-972049 to Fund 45-979098.

The budget in Fund No. 45-979000, 1999 Street Improvements, shall be revised by increasing Index Code 113811, entitled "Trf Fr 45-972049 (45-979098) Southtown", by the amount of \$160,934.00.

- b) The budget in Fund No. 43-172095, 2002 Certificates Of Obligation Street Improvements, shall be revised by reducing Index Code 753046, entitled "Unallocated Appropriations", in the amount of \$63,772.35.

The amount of \$63,772.35 is appropriated in Fund No. 43-172024, 2002 Certificates Of Obligation Street Improvements, in Index Code 940759, entitled "Transfer to 45-979098 Southtown". The amount of \$63,772.35 is authorized to be transferred from fund 43-172024 to fund 45-979098.

The budget in Fund No. 45-979000, 1999 Street Improvements, shall be revised by increasing Index Code 133637, entitled "Transfer from 43-172024 (45-979098)", in the amount of \$63,772.35.

- c) Budgeted Revenues in the amount of \$8,250.00 is authorized to be established in Fund No. 45-979000, 1999 Street Improvements. Revenue Index Code 087270, entitled "Cont fr SAWS (45-979098)", shall be increased upon reimbursement of the project.
- d) The amount of \$212,528.50 is appropriated in Fund No. 45-979098, 1999 Street Improvements, in Index Code 646570, entitled "Construction Contract", and is authorized to be encumbered and made payable to **Pronto Sandblasting & Coating & Oil Field Service Co., Inc.**, for construction in connection with the Southtown Area Street Improvements Project.
- e) The amount of \$20,427.85 is appropriated in Fund No. 45-979098, 1999 Street Improvements, in Index Code 646588, entitled "Construction Contingency", and is authorized to be encumbered and made payable for miscellaneous construction contingency expenses in connection with the Southtown Area Street Improvements Project.

**SECTION 4.** The San Antonio Water System (SAWS) participates in the cost of replacement, relocation or adjustment to SAWS water and sewer work required in City public works projects, and the City hereby requests that SAWS participate in the cost of such work involved in this project in an amount totaling \$8,250.00. This ordinance is contingent upon receipt of the commitment of SAWS through its approval by San Antonio Water System Board's Resolution to reimburse the City such cost and any further cost in addition to the above costs that may be required in order to complete the SAWS facilities adjustments and required to be paid to the contractor.

**SECTION 5.** The Director of Public Works shall bill SAWS for the above SAWS facilities adjustments work paid to the contractor including any cost overrun required to complete the SAWS facilities adjustments. Collections from SAWS shall be forwarded to the Director of Finance and deposited in Fund No. 45-979000 to the credit of Revenue Account Index Code 087270. The budget of said Project Number is authorized to be amended by the amount of the additional costs required on the SAWS facilities adjustments, and the construction contract herein awarded is authorized to be amended in accordance with the City's SAWS field alteration procedure, administratively or by ordinance, as applicable.

**SECTION 6.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.


**SECTION 7.** This ordinance shall be effective 8th day of February 2004.

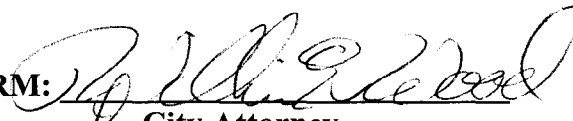
**PASSED AND APPROVED** this 29th day of January, 2004.



M A Y O R

EDWARD D. GARZA

ATTEST:   
City Clerk

APPROVED AS TO FORM:   
for City Attorney